

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 2538 - SB 2478

April 19, 2022

SUMMARY OF BILL AS AMENDED (015648, 016866): Requires judges of the supreme court, court of appeals, court of criminal appeals, chancery courts, circuit courts, criminal courts, and courts exercising the jurisdiction imposed in one or more of the chancery courts, circuit courts or criminal courts, be: (1) in good standing with the Board of Professional Responsibility (BPR); and (2) have not been publicly censured or suspended or disbarred from the practice of law by the BPR within the 10 years preceding the judge's term of office for engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation, except that this provision does not apply to those serving in a judicial position as of the effective date of this legislation. Effective August 5, 2022.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 17-1-106(a), in addition to the qualifications provided for judges by the Constitution of Tennessee, Article VI, 3 and 4, judges of the supreme court, court of appeals, chancery courts, circuit courts, criminal courts, and courts exercising the jurisdiction imposed in one or more of the chancery courts, circuit courts or criminal courts, are required to be learned in the law which must be evidenced by the judge being authorized to practice law in the courts of this state.
- The proposed legislation adds the outlined qualification requirements for judges of the supreme court, court of appeals, court of criminal appeals, chancery courts, circuit courts, criminal courts, and courts exercising the jurisdiction imposed in one or more of the chancery courts, circuit courts or criminal courts.
- Any impact to the court system as a result of the proposed legislation is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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